

**BOARD OF PUBLIC WORKS**  
**April 8, 2009**

A regular meeting of the Board of Public Works of the Consolidated City of Indianapolis, Marion County, Indiana, was held the 8<sup>th</sup> day of April 2009, in the Public Assembly Room of the City County Building. Chair David Sherman called the meeting to order at 1:00 p.m.

Board members in attendance were:

David Sherman	Robert Parrin	Angel Rivera
Kenneth Hughes	Dennis Rosebrough	Vinnie Rao
Cassie Stockamp		

Absent:

Staff in attendance was:

George Krack	Larry Jones	Jeff Sirmin
LeAnnette Pierce	Andrea Brandes	Monica Dick
Mike Smith	Bob Masbaum	Matt Kline

**ITEM # 1 – RESOLUTIONS**

a. Resolution No. 27, 2009; Adopting the Preliminary Engineering Report (PER) 6B

Staff recommended that the Board of Public Works approve Resolution No. 27, 2009, adopting the Preliminary Engineering Report (PER) 6B. In accordance with Indiana Finance Authority (IFA) regulations, the subject resolution is required to be approved prior to submission of the Preliminary Engineering Report (PER). A previous Signatory Authorization Resolution was passed by the Board on May 9, 2001. Upon a motion by Mr. Parrin, seconded by Mr. Rosebrough, the Board voted 6-0 to approve resolution No. 27, 2009.

b. Resolution 28, 2009; an Interlocal Agreement between the Consolidated City of Indianapolis, Marion-County, Indiana, and the Town of Clermont, Indiana, Related to West 30<sup>th</sup> Street from Raceway Road to Tansel Road

Staff recommended that the Board of Public Works approve and adopt Resolution No. 28, 2009; for the approval of an interlocal agreement between the Consolidated City of Indianapolis, Marion County, Indiana, and the Town of Clermont, Indiana related to West 30<sup>th</sup> Street from Raceway Road to Tansel Road. Indiana Code 36-1-7-12 permits governmental agencies to cooperate in the purchase, sale, or exchange of services, supplies, or equipment. Mr. Jones explained that in 2008, a damaged culvert was replaced by the Town of Clermont that the City of Indianapolis is responsible for and should have repaired. Staff was in the process of preparing the reimbursement for this work when they were contacted by the Town of Clermont for assistance. Road salt was needed by the Town of Clermont and the City was able to provide this assistance. As a result of this exchange, the amount owed to the Town of Clermont was determined to be \$6,692.00 for the culvert replacement. Mr. Jones requested approval to reimburse the Town of Clermont this amount. Mr. Parrin asked what the value of 52 tons of road salt was. Mr. Jones replied approximately \$2,800.00. Upon a motion by Mr. Hughes, seconded by Ms. Stockamp, the Board voted 7-0 to approve and adopt Resolution No. 28, 2009.

Mr. Rivera arrived at 1:07 p.m.

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- c. Resolution No. 29, 2009; allows Ralph Merriman to encroach Board of Public Works property interest located below the Seven Hundred Ninety-Five feet M.S. L. contour line of Eagle Creek Reservoir

Staff recommended that the Board of Public Works approve and adopt Resolution No. 29, 2009, which allows Ralph Merriman, Harbor Master for Eagle Creek Sailing Club, to encroach Board of Public Works property interest located below the seven hundred ninety-five feet M.S. L. contour line of Eagle Creek Reservoir pursuant to Section 631-222 of the Revised Code of the Consolidated City of Indianapolis, Marion County. This project will include removal and replacement of earthen material which has fallen from the shoreline of Eagle Creek Reservoir directly adjacent to property leased by the Eagle Creek Sailing Club from the Department of Parks and Recreation. Mr. Parrin asked if the Eagle Creek Sailing Club would be paying for all the improvements without holding a position in the property. Mr. Kline replied yes, and explained that the Club leases the property and they would be financing the improvements. Upon a motion by Mr. Rosebrough, seconded by Ms. Stockamp, the Board voted 7-0 to approve and adopt Resolution No. 29, 2009.

**ITEM # 2 – COMPLETION AND COMPLIANCE AFFIDAVITS FOR THE RESIDENTIAL DEVELOPMENT**

- a. Completion and Compliance Affidavit for the Residential Development of the Bluff View Meadows South

Staff recommended that the Board of Public Works accept the reports and documents for street construction, Bluff View Meadows South, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developer's three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Mr. Hughes, seconded by Mr. Parrin, the Board voted 7-0 to accept the Completion and Compliance Affidavits for the Residential development of the Bluff View Meadows South.

- b. Completion and Compliance Affidavit for the Residential Development of the Cheswick Place Sections One and Two A

Staff recommended that the Board of Public Works accept the reports and documents for street construction, Cheswick Place Sections One and Two A, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developer's three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Mr. Hughes, seconded by Mr. Parrin, the Board voted 7-0 to accept the Completion and Compliance Affidavits for the Residential Development of the Cheswick Place Sections One and Two A.

- c. Completion and Compliance Affidavit for the Residential Development of the Creek Meadows Section Two

Staff recommended that the Board of Public Works accept the reports and documents for street construction, the Creek Meadows Section Two, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developer's three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Mr. Hughes, seconded by Mr. Parrin, the Board voted 7-0 to accept the Completion and Compliance Affidavits for the Residential Development of the Creek Meadows Section Two.

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d. Completion and Compliance Affidavit for the Residential Development of the Camby Village Boulevard

Staff recommended that the Board of Public Works accept the reports and documents for street construction, the Camby Village Boulevard, into the City of Indianapolis' inventory of maintenance responsibility. The contractor or developer's three-year maintenance bond (s) covering the phases of street construction has been with the Department of Metropolitan Development. Upon a motion by Mr. Hughes, seconded by Mr. Parrin, the Board voted 7-0 to accept the Completion and Compliance Affidavits for the Residential Development of the Camby Village Boulevard.

**ITEM # 3 CHANGE ORDER**

a. BL-46-083A, C/O No. 1; Bangor/Delaware Corridor Septic Tank Elimination Program  
\$(15,221.13) – Atlas Excavating, Inc.

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 1 to Atlas Excavating, Inc., in the decreased amount of \$(15,221.13) for a new contract total of \$4,100,598.87 and an increase of 3 calendar days for Project No. BL-46-083A, Bangor/Delaware Corridor Septic Tank Elimination Program. This change order adjusts bid quantities in the original contract, as described in the work directive. Upon a motion by Mr. Rivera, seconded by Mr. Rao, the Board voted 7-0 to approve Change Order No. 1 for the Bangor/Delaware Corridor S.T.E.P. Project.

b. RS-08-017, C/O No. 2; Resurfacing with Related Items in Decatur, Franklin, and Perry Townships  
\$21,049.30 – Rieth-Riley Construction Company

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 2 to Rieth-Riley Construction Co, Inc., in the increased amount of \$21,049.30 for a new contract total of \$972,155.30 and an increase of 168 calendar days for Project No. RS-08-017, Resurfacing with Related Items in Decatur, Franklin, and Perry Townships. This change order adds Thompson Road from Carson Avenue to Gray Road for resurfacing. The additional calendar days are needed due to the addition of Carson Avenue to the project late last fall. Upon a motion by Ms. Stockamp, seconded by Mr. Parrin, the Board voted 7-0 to approve Change Order No. 2 for the Resurfacing with Related Items in Decatur, Franklin, and Perry Townships Project.

c. BL-41-003A & SD-41-007A, C/O No. 11; Franklin/Southeastern Avenue Corridor Sanitary Sewer – Phase I, Septic Tank Elimination Program, Septic Tank Elimination Program and Drainage Improvements  
\$0.00 – Eagle Valley, Inc.

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 11 to Eagle Valley, Inc., in the increased amount of \$43,412.94 to be appropriated from the Contract Contingency Reserve Fund and no increase in time for Project No. BL-41-003A & SD-41-007A, Franklin/Southeastern Avenue Corridor Sanitary Sewer – Phase I, Septic Tank Elimination Program, Septic Tank Elimination Program and Drainage Improvements. This change order provides for new pavement markings and sign items to create bicycle lanes along Southeastern Avenue from Five Points Road to Franklin Road. Ms. Stockamp questioned if this work was in the original design. Mr. Smith replied that this was added on work. Mr. Parrin asked if staff is allowed to add this type of work to the project according to

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established procedures. Mr. Smith replied yes. Mr. Parrin questioned how many miles of bike path this would represent. Mr. Smith stated that he did not have the exact number of miles listed; but he would provide that information to the Board. Mr. Parrin asked if the \$43,000 was being used for paving the bike trail and how the cost was evaluated. Mr. Smith responded that the funds are for the signage and markings. He further explained that staff uses bid history and Indiana Department of Transportation's program to evaluate cost. Mr. Hughes asked who requested this work. Mr. Smith stated that he did not know who the request came from. However, he would get that information for the Board. Upon a motion by Mr. Rosebrough, seconded by Ms. Stockamp, the Board voted 7-0 to approve Change Order No. 11 for the Franklin/Southeastern Avenue Corridor Sanitary Sewer – Phase I, Septic Tank Elimination Program, and Drainage Improvements Project.

- d. BL-28-027A, C/O No. 9; 10<sup>th</sup> and Mitthoefer Septic Tank Elimination Program  
\$(148,218.76) – Howell Contractors, Inc.

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 9 to Howell Contractors, Inc., in the decreased amount of \$(148,218.76) for a new contract total of \$4,071,430.05 and no increase of calendar days for Project No. BL-28-027A, 10<sup>th</sup> and Mitthoefer Septic Tank Elimination Program. This change order is to adjust planned quantities to reflect actual field placed quantities. Mr. Smith stated that this project had design issues; however, staff has been able to value engineer a lot of the work to complete the project. Ms. Stockamp questioned if the design firm would be utilized in the future. Mr. Smith replied that he was unable to answer that question. Upon a motion by Mr. Rivera, seconded by Mr. Parrin, the Board voted 7-0 to approve Change Order No. 9 for the 10<sup>th</sup> and Mitthoefer Septic Tank Elimination Project.

- e. SD-30-064B, C/O No. 1; Mars Hill Phase II  
\$4,272.55 – Eagle Valley, Inc.

Staff recommended that the Board of Public Works approve and authorize the Director to execute Change Order No. 1 to Eagle Valley, Inc., in the increased amount of \$4,272.55 for a new contract total of \$728,681.25 and no increase of calendar days for Project No. SD-30-064B, Mars Hill Phase II. This change order changes manhole classifications, pipe classifications, alters manholes and eliminates unused materials. Mr. Rosebrough asked if Phase II was in the Tibbs Street area. Mr. Smith replied yes. Upon a motion by Mr. Parrin, seconded by Ms. Stockamp, the Board voted 7-0 to approve Change Order No. 1 for the Mars Hill Phase II Project.

**ITEM # 4 – PROFESSIONAL SERVICE AGREEMENT**

BL-46-083D; Meridian/Stop 11 Corridor Septic Tank Elimination Program  
\$316,800.00 – United Consulting Engineers & Architects

Staff recommended that the Board of Public Works approve and authorize the Director to execute a full time Construction Inspection Services Agreement with United Consulting Engineers & Architects for Project No. BL-46-083D, Meridian/Stop 11 Corridor Septic Tank Elimination Program in the not to exceed amount of \$316,800.00. The construction cost is \$2,191,185.00. This professional service agreement provides full time inspection on the SRF funded Meridian/Stop 11 Corridor Septic Tank Elimination Program. Mr. Parrin

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questioned the large dollar amount of this request as it compared to other requests. He also asked if there was something extraordinary about this project from a project management inspection standpoint. Mr. Smith replied that the amount was determined by the amount of time that was projected for this inspection work. Mr. Smith also stated that staff did not anticipate using the entire amount. Upon a motion by Ms. Stockamp, seconded by Mr. Rivera, the Board voted 7-0 to approve the Meridian/Stop 11 Corridor Septic Tank Elimination Program S.T.E.P. Agreement.

**ITEM # 5 – PROFESSIONAL SERVICE AMENDMENTS**

- a. ENG-08-017; As-Needed Transportation and Structural Engineering Services, Amendment No. 1  
\$500,000.00 – Janssen and Spaans Engineering

Staff recommended that the Board of Public Works approve and authorize the Director to execute Amendment No. 1 with Janssen and Spaans Engineering, Inc., for Project No. ENG-08-017, As-Needed Transportation and Structural Engineering Services, increasing the total contract amount by \$500,000.00 for a total contract amount not to exceed \$700,000.00. The purpose of this amendment is to provide additional engineering design services on road and bridge projects to be funded by the American Recovery and Reinvestment Act. Mr. Parrin asked if the department had received a commitment for the stimulus money. Mr. Jones replied no; however, a meeting scheduled for later this week would provide definite answers. Chairman Sherman responded positively regarding the upcoming meeting. Ms. Stockamp asked if Janssen is a local company. Mr. Jones replied yes. Upon a motion by Mr. Parrin, seconded by Mr. Hughes, the Board voted 7-0 to approve Amendment No. 1 to the As-Needed Transportation and Structural Engineering Services Agreement.

- b. ENG-07-019; On-Call Design Engineering Services, Amendment No. 1  
\$300,000.00 – Crawford, Murphy & Tilly Inc.

Staff recommended that the Board of Public Works approve and authorize the Director to execute Amendment No. 1 to the Professional Service Agreement dated August 15, 2007 with Crawford, Murphy and Tilly, for ENG-07-019, On-Call Design Engineering Services in the increased amount of \$300,000.00 for a total amount not to exceed \$540,000.00. This amendment is for additional on-call design engineering services for 2009 Resurfacing Program in Dow-Elanco TIF District to design resurfacing on Zionsville Road from 71<sup>st</sup> Street to 86<sup>th</sup> Street. Upon a motion by Mr. Rosebrough, seconded by Mr. Hughes, the Board voted 7-0 to approve Amendment No. 1 to the Preparation of Discharge Monitoring Reports Agreement.

- c. Public Relations Services for the Knozone Air Quality Outreach Program, Amendment No. 1  
\$400,000.00 – Miles Design LLC

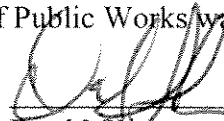
Staff recommended that the Board of Public Works approve and authorize the Director to execute Amendment No. 1 to the Professional Service Agreement dated May 22, 2008 with Miles Design LLC for Public Relations Services for the Knozone Air Quality Outreach Program. This amendment extends the contract for five additional months to February 28, 2010 and it increases the contract by \$400,000.00. The total contract amount for this agreement will be \$800,000.00. This amendment will place the term of the contract on schedule with the CMAQ grant reimbursement cycle. Mr. Parrin asked if CMAQ was a state organization. Ms. Dick explained that it is federal highway money that is passed down through the state to

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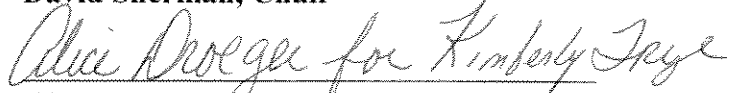
local programs. Mr. Hughes asked what type of deliverables are a part of this contract. Ms. Dick replied it is education and behavioral change to reduce air emissions. Mr. Hughes also asked if there was any data that demonstrates the effectiveness of the effort. Ms. Dick replied that telephone surveys have been done over the past 10 years that provide data. She also stated that new approaches will be taken in the next year to retrieve more data on the effectiveness of the program. Mr. Rosebrough asked how often this service was put out for proposals. Ms. Dick replied approximately three years. Mr. Rosebrough asked if Miles Design is from Indianapolis. Ms. Dick responded yes. Upon a motion by Mr. Hughes, seconded by Ms. Stockamp, the Board voted 7-0 to approve Amendment No. 1 to the Public Relations Services for the Knozone Air Quality Outreach Program Agreement.

**ITEM # 6 – OTHER BUSINESS**

There being no further business the meeting of the Board of Public Works was adjourned at 1:34 p.m.



**David Sherman, Chair**



**Kimberly A. Frye, Recording Secretary**